

ESTTA Tracking number: **ESTTA617316**

Filing date: **07/23/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Washington Storytellers Theatre dba SpeakEasyDC
Granted to Date of previous extension	07/23/2014
Address	2639 15th St, NW #101 Washington, DC 20009 UNITED STATES

Attorney information	Matthew J. Laskoski Squire Patton Boggs (US) LLP 2550 M Street, NW Washington, DC 20037 UNITED STATES mlaskoski@pattonboggs.com, kagee@pattonboggs.com, ipdocketing@pattonboggs.com
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### Applicant Information

Application No	86090121	Publication date	03/25/2014
Opposition Filing Date	07/23/2014	Opposition Period Ends	07/23/2014
Applicant	Speakeasy Communications Consulting LLC 3438 Peachtree Rd, Ste 1000 Phipps Tower Atlanta, GA 30326 UNITED STATES		

### Goods/Services Affected by Opposition


Class 041. First Use: 2003/12/01 First Use In Commerce: 2003/12/01  
Opposed goods and services in the class: Educational services, namely, conducting classes, seminars and private coaching in storytelling

### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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### Marks Cited by Opposer as Basis for Opposition

U.S. Application No.	86096208	Application Date	10/20/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	SPEAKEASYDC		

Design Mark	
Description of Mark	The mark consists of the wording and lettering SPEAKEASYDC with the design of astool in place of the second A.
Goods/Services	Class 041. First use: First Use: 2008/05/00 First Use In Commerce: 2008/05/00 Entertainment services, namely, storytelling; Teaching in the field of storytelling

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	SPEAKEASY		
Goods/Services	Entertainment services, namely, storytelling; Teaching in the field of storytelling		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	SPEAKEASYDC		
Goods/Services	Entertainment services, namely, storytelling; Teaching in the field of storytelling		

Attachments	86096208#TMSN.png( bytes ) SpeakeasyDC Notice of Opposition (Final).pdf(2579570 bytes )
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## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Matthew J. Laskoski/
Name	Matthew J. Laskoski
Date	07/23/2014

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Ser. No. 86/090121  
For the mark SPEAKEASY COMMUNICATIONS CONSULTING  
Published in the Official Gazette on March 25, 2014

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**Washington Storytellers Theatre**  
**dba SpeakeasyDC,**  
**Opposer,**

**v.**

**Speakeasy Communications**  
**Consulting LLC,**  
**Applicant.**

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**NOTICE OF OPPOSITION**

Washington Storytellers Theatre dba SpeakeasyDC (“Opposer” or “SpeakeasyDC”), a non-profit corporation of the District of Columbia located and doing business at 2639 15th St, NW #101, Washington, DC 20009, believes that it will be damaged by registration of the proposed trademark SPEAKEASY COMMUNICATIONS CONSULTING set forth in Application Serial No. 86/090121, and hereby opposes the proposed registration. In particular, SpeakeasyDC believes that the registration by Speakeasy Communications Consulting LLC (“Applicant” or “SCC”) would give rise to a likelihood of confusion with its existing marks, such as SPEAKEASY and SPEAKEASYDC (“Marks” or “SPEAKEASYDC Marks”) in violation of 15 U.S.C. §§ 1052(d).

As the grounds therefor, it is alleged that:

1. Opposer SpeakeasyDC provides, among other services: entertainment services, namely, storytelling; and teaching in the field of storytelling under the SPEAKEASYDC Marks. SpeakeasyDC is the owner of the distinctive marks, such as SPEAKEASY and SPEAKEASYDC, for storytelling services. SpeakeasyDC enjoys significant goodwill and recognition in its SPEAKEASYDC Marks. SpeakeasyDC has widely used its distinctive SPEAKEASYDC Marks in commerce to designate and distinguish its business and services. Additionally, SpeakeasyDC has a trademark application pending at the United States Patent and Trademark Office as Application Serial No. 86/096208 (*See Exhibit A hereto*) for SPEAKEASYDC & Design. This application for registration of the design mark SPEAKEASYDC includes the following services:

Entertainment services, namely, storytelling; Teaching in the field of storytelling, in International Class 041.

2. Applicant SCC filed Application Serial No. 86/090121 on October 12, 2013 for the proposed standard character mark SPEAKEASY COMMUNICATIONS CONSULTING. The application was filed on a use basis and claims a date of first use and a date of first use in commerce of December 1, 2003. The application was published for opposition on March 25, 2014, for the following services in International Class 041:

Educational services, namely, conducting classes, seminars and private coaching in voice, diction, speech correction, communication and storytelling.

3. Since before SCC's filing of and first use date of Application Serial No. 86/090121 and continuing to the present, Opposer has used one or more variations of the term "speakeasy", such as SPEAKEASY and SPEAKEASYDC, in commerce to designate and distinguish its business and services. Opposer has offered services in United States commerce since at least as early as 2000. (See Exhibit B hereto for a brochure regarding the 2000 – 2001 season, and Exhibit C hereto for an article regarding Opposer's programming). Opposer's SPEAKEASYDC Marks were in use well before the filing of Applicant's proposed mark and prior to any of Applicant's use of SPEAKEASY COMMUNICATIONS CONSULTING for storytelling services. Registration and use of the proposed mark SPEAKEASY COMMUNICATIONS CONSULTING would dilute the distinctiveness of Opposer's SPEAKEASYDC Marks.

4. Opposer notes that this Notice of Opposition is limited to opposing the following services from Application Serial No. 86/090121:

Educational services, namely, conducting classes, seminars and private coaching in ... storytelling.

Opposer is not opposing the use of SPEAKEASY COMMUNICATIONS CONSULTING for:

Educational services, namely, conducting classes, seminars and private coaching in voice, diction, speech correction, communication.

5. Applicant's registration and use of the proposed mark SPEAKEASY COMMUNICATIONS CONSULTING will harm and damage Opposer and Opposer's SPEAKEASYDC Marks, such as SPEAKEASY and SPEAKEASYDC. Applicant's registration and use of the proposed mark SPEAKEASY COMMUNICATIONS CONSULTING will likely cause confusion, mistake, and/or deception as to the source, affiliation, and/or sponsorship between Opposer and Opposer's services, on the one hand, and Applicant and Applicant's identified services, on the other.

6. Applicant's trademark application, SPEAKEASY COMMUNICATIONS CONSULTING, is so similar to Opposer's SPEAKEASYDC Marks as to be likely to cause confusion or to cause mistake or to deceive, resulting in harm and damage to Opposer. The applied-for mark contains the identical primary component "speakeasy". As a result, Applicants applied-for mark is nearly identical in sound, appearance, meaning, connotation and commercial impression to Opposer's mark.

7. Furthermore, Opposer's Application No. 86/096208 has been rejected by the U.S. Patent and Trademark Office under a likelihood of confusion rationale over Applicant's Application Serial No. 86/090121 (*See* Exhibit D hereto).

8. On information and belief, Applicant intends to offer services under its mark to substantially the same kinds of customers as does Opposer, and to advertise and promote such services through the same or similar channels of trade as does Opposer.

9. SpeakeasyDC provides benefits and services for the community as a whole and encourages the use of storytelling as an artistic outlet. SpeakeasyDC's

mission is to be a platform for diverse perspectives; pursue excellence, innovation and authenticity in contemporary, autobiographical story performance; serve as a pipeline and training ground for new voices and talent in storytelling; support the personal, professional, and artistic development of our community members; and promote compassion and community.

10. SpeakeasyDC's mark is well-known to relevant consumers. SpeakeasyDC produces about 25 original live storytelling shows a year and offer over a dozen classes to the public. The SpeakeasyDC website (<http://www.speakeasydc.com/>) is visited frequently and is used to communicate with members, the community, and others.

11. Opposer has extensively offered and promoted its services under its SPEAKEASYDC Marks and devoted substantial resources to promotion and cultivation of the Marks and services under the Marks. Opposer has used its SPEAKEASYDC Marks in advertising and offering its services under its SPEAKEASYDC Marks, including on its <http://www.speakeasydc.com/>. Screenshots from Opposer's website, featuring its SPEAKEASYDC mark, are annexed hereto as Exhibit E. Due to Opposer's efforts, the SPEAKEASYDC Marks enjoy significant goodwill. Opposer is recognized as a leader in entertainment and teaching in the field of storytelling.

12. As a result of Opposer's use and promotion of the Marks, the SPEAKEASYDC Marks are widely recognized and associated with Opposer and Opposer's services. Opposer's SPEAKEASYDC mark is associated with Opposer in the

minds of the relevant consumers, a group that includes any members of the public involved with or interested in storytelling.

13. Customers and other users of Opposer's SPEAKEASYDC services utilize Opposer's services to participate in storytelling. Due to the similarity between Opposer's and Applicant's marks and the subject goods and services, confusion, mistake, and/or deception are likely to result from Applicant's use.

14. On information and belief, Applicant filed its application with actual knowledge of Opposer's SPEAKEASYDC mark and Opposer's use of that mark.

15. Opposer did not consent to Applicant's use of the SPEAKEASYDC Marks for storytelling services.

16. Opposer received a 90 day extension of time to file this Notice of Opposition that extended the time for filing to July 23, 2014. This Notice of Opposition is timely filed.

17. This Opposition is being filed electronically through ESTTA, pursuant to the Board's rules. The filing fees are being paid through ESTTA.



WHEREFORE, Opposer Washington Storytellers Theatre dba SpeakeasyDC, believes that it would be damaged by the registration of the claimed service mark SPEAKEASY COMMUNICATIONS CONSULTING in Application Serial No. 86/090121, and prays that this Opposition be sustained and that said Application be refused registration under Sections 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

Dated: July 23, 2014

Respectfully submitted,

Washington Storytellers Theatre dba  
SpeakeasyDC, Opposer

By:



Matthew J. Laskoski  
Richard J. Oparil  
B. Dell Chism  
Squire Patton Boggs (US) LLP  
2550 M Street, NW  
Washington, DC 20037  
Telephone: 202-457-6052

Attorneys for Opposer

**CERTIFICATE OF SERVICE**

I hereby certify that on this day of 23 July 2014, pursuant to 37 CFR § 2.119, I served a true copy of the foregoing **NOTICE OF OPPOSITION** and exhibits thereto on Applicant by sending said copy by U. S. First Class Mail to Applicant's attorney of record, addressed as follows:

Joseph A. Bellanca  
Hertz Schram PC  
1760 Telegraph Road, Ste 300  
Bloomfield Hills, MI 48302-0183

  
Matthew J. Laskoski

EXHIBIT A

Copy of Opposer's SPEAKEASYDC Application



## United States Patent and Trademark Office

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## Trademarks > Trademark Electronic Search System (TESS)

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<b>Word Mark</b>	<b>SPEAKEASYDC</b>
<b>Goods and Services</b>	IC 041. US 100 101 107. G & S: Entertainment services, namely, storytelling; Teaching in the field of storytelling. FIRST USE: 20080500. FIRST USE IN COMMERCE: 20080500
<b>Mark Drawing Code</b>	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
<b>Design Search Code</b>	12.01.04 - Arm chairs; Bar stools; Bean bag chairs; Booster chairs, baby; Chairs, (bean bag, desk, dining, folding, high, rocking, chaise lounge); High chairs; Ottomans; Rocking chairs; Step stools; Stools
<b>Serial Number</b>	86096208
<b>Filing Date</b>	October 20, 2013
<b>Current Basis</b>	1A
<b>Original Filing Basis</b>	1A
<b>Owner</b>	(APPLICANT) The Washington Storytellers' Theatre DBA SpeakeasyDC non-profit corporation D.C. c/o SpeakeasyDC 1525 Newton St, NW Washington D.C. 20010
<b>Attorney of Record</b>	Garfield Goodrum
<b>Description of Mark</b>	Color is not claimed as a feature of the mark. The mark consists of the wording and lettering SPEAKEASYDC with the design of a stool in place of the second A.
<b>Type of Mark</b>	SERVICE MARK
<b>Register</b>	PRINCIPAL
<b>Live/Dead Indicator</b>	LIVE

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EXHIBIT B

Brochure for Opposer's 2000 – 2001 Season



# Washington Storytellers Theatre

2000 - 2001 Season



## Watch your mailbox

for more details on these special events from Washington Storytellers Theatre throughout the season:

Tuesdays, monthly, at the Black Cat

### **SPEAK EASY**

Our café storytelling series, taking place monthly at the Black Cat, features a variety of traditional storytellers, monologists, performance artists, musicians, poets, and brave members of the audience telling stories on preselected themes.

The Black Cat • 1831 14th Street NW Washington • 8:30 p.m. (\$5)

### **TALES AROUND TOWN**

We take the show on the road with stories from Campaign 2000 at the Newseum, remembrances of growing up in Washington at the DC Historical Society, and traditional stories of the creation of the heavens at the Arlington Planetarium.

#### *November 14, 2000 - Hot Off the Trail!*

Top journalists tell the campaign stories you didn't hear on the evening news! Featuring Candy Crowley of CNN, Jack Germond of the Baltimore Sun, Ceci Connally of the Washington Post, and Salon.com star Jake Tapper.

Newseum • 1101 Wilson Blvd., Arlington, VA

#### *December 17, 2000 - Washington in Black and White*

Long-time residents and seasoned reporters share memories of post-war Washington. Historical Society of Washington, DC • 1307 New Hampshire Ave., NW

#### *February 19 - Starry, Starry Night*

Glowing stories from dreamers, seekers, other stargazers.

Arlington Planetarium • 1426 N. Quincy Street, Arlington, VA

Saturday March 17

### **INTERNATIONAL STORYTELLING FESTIVAL**

#### *Island Hopping*

Our third International Storytelling Festival will bring you stories from the islands - including Ireland, Cuba, and Manhattan. We will bring storytellers Gerald Fierst, Robert Kikuchi-Yngojo (of Eth-Noh-Tec) and Antonio Sacre, along with other special guests.

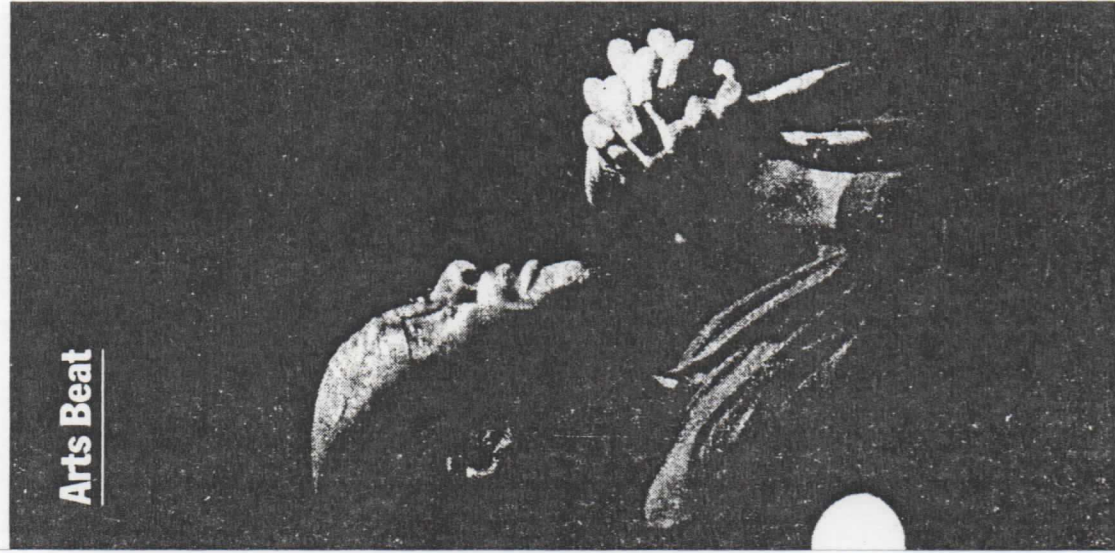
Embassy of Austria • 10 a.m. - 4 p.m. (\$5)



EXHIBIT C

News article regarding Opposer's services

## Arts Beat



BY MICHAEL LUTZKY—THE WASHINGTON POST  
n tells a tale at the Black Cat as part of the "Speak Easy"  
Washington Storytellers Theatre.

# A Telling Experience

*At the Black Cat, 'Speak Easy' Series Turns Personal History Into Performance*

By NICOLE LEWIS  
Washington Post Staff Writer

**O**n a recent Tuesday evening at the Black Cat, poet Reuben Jackson was sipping a Diet Coke and fighting off nervousness.

In a half-hour he would be standing before an audience telling a story about love. Jackson hadn't made any notes, but he said his tale will somehow involve listening to Frank Sinatra in his parents' basement. "I have a kernel of an idea and I take it from there," he said of his impromptu performance method.

Jackson, 43, is one of four performers in the sixth "Speak Easy," a monthly series sponsored by Washington Storytellers Theatre. This is his second go-round. "I'm an introvert who likes to talk a lot," he says.

"Love Lessons" was the evening's theme and performance artist Kristin Garrison, 32, took her turn onstage to confess her obsession with the polka, a dance usually reserved for people in their golden years. Her black boots and funky black top made her passion seem odd. But her hilarious, disjointed story explained it all. First, she lip-synced to "The Sound of Music." Then she moved on to how she stunk at playing musical instruments (she hated to practice). Finally, she got around to a road trip where she and a friend stumbled onto a polka festival in a small Wisconsin town.

Transfixed by the matching outfits and deft dancers, the two women sat on the sidelines, listening to peppy accordion music and watching the couples go round and round. Then a couple asked Garrison and her friend to dance. It was the moment of truth. Although she giggled all the

way around the tent's dance floor, Garrison was hooked. "The polka requires energy and effort and attention and a certain kind of joy," she told the crowd in a rare straight-faced moment.

She asked her dance partner how many lessons it took to master the polka, which seemed surprisingly complicated. She ended up learning simply by doing it, over and over and over. "This day had such an impact on me that a few years later I asked for an accordion for my birthday," says Garrison, who played a broken snippet of song for the audience on her instrument. "I will take lessons one day," she promised.

Garrison doesn't see herself as a traditional storyteller—Eve Ensler, author of "The Vagina Monologues," is her role model—but she likes the relaxed "Speak Easy" format. "Unlike theater, you are allowed to connect with the audience and talk right to them," she says. That can be good and bad, because she has no "idea if this is some bizarre issue that people are going to relate to." Luckily, that night at the Black Cat there were enough kindred polka spirits.

"Speak Easy" organizers hope that offbeat, funny performers like Garrison will lure younger, hipper audience members. "We're trying to stretch the definition of storytelling," says series artistic director Leslie Sapp, who invites professional storytellers to participate as well as other members of the arts community like Jackson.

Each session has a theme. Past evenings featured stories on "What Is a Man?" and "Stranger in a Strange Land." March's theme is "Perseverance: Or I think I can, I think I can."

"I'm really picky about themes," Sapp says. "It can't be corny, preachy or pointless."

The love lesson Laura Shippler Chico chose to

share involved her grandmother Ba Noi, a woman full of imagination, spunk and fierce love for her first grandchild. Although the 27-year-old had never told a story in public before, she says she felt comfortable onstage: "I have a performer's streak in me and any opportunity to get up in front of people is appealing."

Her appearance at the Black Cat came about after she took a workshop with the Storytellers Theatre and met Sapp, who helped shape the tale and then invited her to perform. Shippler Chico practiced during her work commute to Baltimore. "I only got a few weird sidelong glances from other drivers," she says.

The event drew a mixed crowd, some of whom looked right at home in the gritty club and others who most likely had to ask directions. Shippler Chico's parents attended as well as Jackson's wife and friends of Sapp's, who also performed. But there were also two sophomores from the University of Maryland, who had heard about "Speak Easy" from their professor and an aspiring storyteller who planned to use the open-mike session as an audition for a spot in the next "Speak Easy." Then there was the woman smoking quietly in the corner who had spent an hour schlepping into D.C. from Forestville for the 8:30 show. The reason? "It's free," she said.

Aside from the price, Jackson thinks storytelling for adults has a place in today's fast-moving world. "There's still a need to take stock of events that happened to us," he says. And "there's a sense of kinship from hearing someone's else's experiences."

The next "Speak Easy" is March 21 at 8:30 p.m. at the Black Cat, 1831 14th St. NW. Call 301-891-1129.

EXHIBIT D

Office Action for Application Serial No. 86/096208

**To:** The Washington Storytellers' Theatre ([garfield.goodrum@gdrmlaw.net](mailto:garfield.goodrum@gdrmlaw.net))  
**Subject:** U.S. TRADEMARK APPLICATION NO. 86096208 - SPEAKEASYDC - N/A  
**Sent:** 2/11/2014 8:02:18 AM  
**Sent As:** ECOM112@USPTO.GOV  
**Attachments:** [Attachment - 1](#)  
[Attachment - 2](#)

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)  
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

**U.S. APPLICATION SERIAL NO.** 86096208

**MARK:** SPEAKEASYDC

**\*86096208\***

**CORRESPONDENT ADDRESS:**

GARFIELD GOODRUM  
GARFIELD GOODRUM, DESIGN LAW  
75 FEDERAL ST STE 1200  
BOSTON, MA 02110-1910

**CLICK HERE TO RESPOND TO**  
<http://www.uspto.gov/trademarks/teas/r>

**APPLICANT:** The Washington Storytellers' Theatre

**CORRESPONDENT'S REFERENCE/DOCKET NO :**

N/A

**CORRESPONDENT E-MAIL ADDRESS:**

[garfield.goodrum@gdrmlaw.net](mailto:garfield.goodrum@gdrmlaw.net)

**OFFICE ACTION**

**STRICT DEADLINE TO RESPOND TO THIS LETTER**

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER **WITHIN 6 MONTHS** OF THE ISSUE/MAILING DATE BELOW.

**ISSUE/MAILING DATE:** 2/11/2014

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

**SEARCH OF OFFICE'S DATABASE OF MARKS**

The trademark examining attorney has searched the Office's database of registered and pending marks

and has found no similar registered mark that would bar registration under Trademark Act Section 2(d). TMEP §704.02; *see* 15 U.S.C. §1052(d). However, a mark in a prior-filed pending application may present a bar to registration of applicant's mark.

The filing date of pending U.S. Application Serial No. 86090121 for SPEAKEASY COMMUNICATIONS CONSULTING precedes applicant's filing date. See attached referenced application. If the mark in the referenced application registers, applicant's mark may be refused registration under Trademark Act Section 2(d) because of a likelihood of confusion between the two marks. *See* 15 U.S.C. §1052(d); 37 C.F.R. §2.83; TMEP §§1208 *et seq.* Therefore, upon receipt of applicant's response to this Office action, action on this application may be suspended pending final disposition of the earlier-filed referenced application.

In response to this Office action, applicant may present arguments in support of registration by addressing the issue of the potential conflict between applicant's mark and the mark in the referenced application. Applicant's election not to submit arguments at this time in no way limits applicant's right to address this issue later if a refusal under Section 2(d) issues.

#### SIGNATURE REQUIRED

The application was not signed and verified, which are application requirements. *See* 15 U.S.C. §1051(a); 37 C.F.R. §§2.33(a)-(b)(1), 2.34(a)(1)(i). Therefore, applicant must verify the statements specified further below in a signed affidavit or declaration under 37 C.F.R. §2.20. *See* 15 U.S.C. §1051(a)(3); 37 C.F.R. §§2.33(a)-(b)(1), (c), 2.193(e)(1); TMEP §§804.02, 806.01(a).

**If applicant responds to this Office action online via the Trademark Electronic Application System (TEAS),** applicant may satisfy this requirement by answering "yes" to the TEAS response form wizard question relating to submitting a "signed declaration," and following the instructions within the form for signing. *See* 37 C.F.R. §§2.33(a)-(b)(1), (c), 2.193(a), (c)-(d), (e)(1); TMEP §§611.01(c), 804.01(b).

**If applicant responds to this Office action on paper, via regular mail,** applicant may satisfy this requirement by providing the following statements and declaration at the end of the response, personally signed by a person authorized under 37 C.F.R. §2.193(e)(1) and dated, with the printed or typed name of the signatory appearing immediately below the signature. *See* 37 C.F.R. §§2.20, 2.33(a)-(b)(1), (c), 2.193(a), (d); TMEP §§611.01(b), 804.01(b).

STATEMENTS: The undersigned is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; the mark is in use in commerce and was in use in commerce on or in connection with the goods and/or services listed in the application as of the application filing date; the specimen shows the mark as used on or in connection with the goods or services listed in the application; the facts set forth in the application are true and accurate; and to the best of the undersigned's knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive.

DECLARATION: The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false



statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Print or Type Name and Position)

\_\_\_\_\_  
(Date)

If applicant has questions regarding this Office action, please telephone or e-mail the assigned trademark examining attorney. All relevant e-mail communications will be placed in the official application record; however, an e-mail communication will not be accepted as a response to this Office action and will not extend the deadline for filing a proper response. *See* 37 C.F.R. §2.191; TMEP §§304.01-.02, 709.04-.05.

/Kimberly Boulware Perry/  
Trademark Attorney  
Law Office 112  
(571) 272-9208 (direct); (571) 273-9208 (fax)  
kimberly.perry@uspto.gov

**TO RESPOND TO THIS LETTER:** Go to [http://www.uspto.gov/trademarks/teas/response\\_forms.jsp](http://www.uspto.gov/trademarks/teas/response_forms.jsp). Please wait 48-72 hours from the issue/mailing date before using the Trademark Electronic Application System (TEAS), to allow for necessary system updates of the application. For *technical* assistance with online forms, e-mail [TEAS@uspto.gov](mailto:TEAS@uspto.gov). For questions about the Office action itself, please contact the assigned trademark examining attorney. **E-mail communications will not be accepted as responses to Office actions; therefore, do not respond to this Office action by e-mail.**

**All informal e-mail communications relevant to this application will be placed in the official application record.**

**WHO MUST SIGN THE RESPONSE:** It must be personally signed by an individual applicant or someone with legal authority to bind an applicant (i.e., a corporate officer, a general partner, all joint applicants). If an applicant is represented by an attorney, the attorney must sign the response.

**PERIODICALLY CHECK THE STATUS OF THE APPLICATION:** To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at <http://tsdr.uspto.gov/>. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov) or call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

**TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS:** Use the TEAS form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

**DESIGN MARK**

**Serial Number**

86090121

**Status**

APPROVED FOR PUBLICATION

**Word Mark**

SPEAKEASY COMMUNICATIONS CONSULTING

**Standard Character Mark**

Yes

**Type of Mark**

SERVICE MARK

**Register**

PRINCIPAL

**Mark Drawing Code**

(4) STANDARD CHARACTER MARK

**Owner**

Speakeasy Communications Consulting LLC LIMITED LIABILITY COMPANY  
MICHIGAN 3438 Peachtree Rd, Ste 1000 Phipps Tower Atlanta GEORGIA  
30326

**Goods/Services**

Class Status -- ACTIVE. IC 041. US 100 101 107. G & S: Educational services, namely, conducting classes, seminars and private coaching in voice, diction, speech correction, communication and storytelling.  
First Use: 2003/12/01. First Use In Commerce: 2003/12/01.

**Prior Registration(s)**

1167718;3089539

**Disclaimer Statement**

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COMMUNICATIONS CONSULTING" APART FROM THE MARK AS SHOWN.

**Filing Date**

2013/10/12

**Examining Attorney**

COLLIER, DAVID

**Attorney of Record**

Joseph A. Bellanca



# Speakeasy Communications Consulting

**To:** The Washington Storytellers' Theatre ([garfield.goodrum@gdrmlaw.net](mailto:garfield.goodrum@gdrmlaw.net))  
**Subject:** U.S. TRADEMARK APPLICATION NO. 86096208 - SPEAKEASYDC - N/A  
**Sent:** 2/11/2014 8:02:18 AM  
**Sent As:** ECOM112@USPTO.GOV  
**Attachments:**

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EXHIBIT E

Screenshots of Opposer's Website

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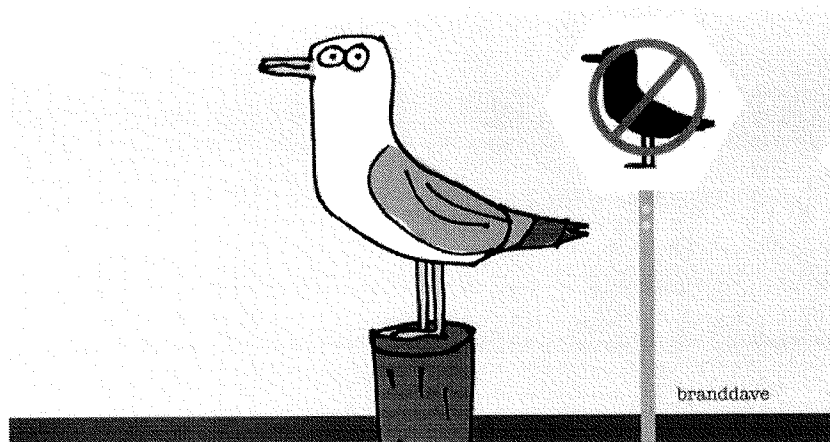
CLASSES

CONSULTING

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August 12

## Crimes & Misdemeanors

Stories about breaking or enforcing laws & moral codes

SHOW

FIND OUT MORE

Stay on top of things like this. Get Updates.

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### UPCOMING EVENTS



#### Crimes & Misdemeanors

True tales told live at our 2nd Tuesday Storytelling series

AUG 12, 2014  
SHOW



#### Boot Camp-August 23

SpeakeasyDC's one-day crash course in contemporary autobiographical storytelling

AUG 23 - AUG 23  
CLASS

### TWITTER

Mark your calendars and come support our 101 students! FREE SHOW next Weds, July 30!  
<http://t.co/eiuKgWfvHd>

Follow us on Twitter



SpeakeasyDC

### BLOG UPDATES

MORE



## Storytelling 101-Sept 2

Learn to telling compelling stories in this 5-week class

SEP 2 - SEP 12  
CLASS



## Hazed

True tales told live at our 2nd Tuesday Storytelling series

SEP 9, 2014  
SHOW



Help us pick our themes!  
Jul 21st, 2014

SpeakeasyDC is recruiting new Board members!

May 20th, 2014

Tour de Telling \$500 Challenge  
May 12th, 2014

PERFORMANCES

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SPECIAL  
EVENTS

ALL  
EVENTS

## LIKE STORIES? LIKE US!

Like

3,577 people like SpeakeasyDC.

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214 review

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Reviews

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REVIEW

STORYWEAR

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## STORYCAST



Katy Barrett: Most Improved

Released April 8, 2013

PITCH YOUR OWN STORY

## ABOUT



## What is Speakeasy?

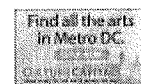
At Speakeasy, we tell stories - true, auto biographical stories. We produce about 25 original live storytelling shows a year, and offer over a dozen classes.

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*SpeakeasyDC  
is a program of  
the Washington  
Storytellers  
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